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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Serial No.:

Filing Date:

Docket Number:

Title:

CEFALI, EUGENIO

08/962,027

13 October 1997

50454-56103USCIP1

INTERMEDIATE RELEASE NICOTINIC ACID
COMPOSITIONS FOR TREATING HYPERLIPIDEMIA
HAVING UNIQUE CMAX, TMAX AND AUC
BIOPHARMACEUTICAL CHARACTERISTICS

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

REQUEST FOR TWO-MONTH EXTENSION OF TIME

Applicants request a two (2) month extension of time up to and including October 18, 2003 for filing a Response pursuant to 37 C.F.R. §1.111 in the above-referenced case. Please charge the required fee of \$400.00 pursuant to 37 C.F.R. § 1.17(a)(2) to our Deposit Account No. 50-2543. In addition, please also charge any additional fees or credit any overpayment associated with this matter to our deposit account.

If there are any questions, please call the undersigned at the telephone number indicated below.

Respectfully submitted,

KOS PHARMACEUTICALS, INC.

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Date: 10/9/03

10/23/2003 CNGUYEN 00000143 502543 08962027

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CERTIFICATION UNDER 37 C.F.R., §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

10/9/03

Date

Jared Silberhorn